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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

DALE CLARK,

Plaintiff,

v.

MICHAEL J. ASTRUE,  
Commissioner of  
Social Security,

Defendant.

CIVIL NO. C-06-05589-SI

STIPULATION AND ORDER OF REMAND

IT IS HEREBY STIPULATED by the undersigned for the respective parties, subject to the approval of the Court, that this action be remanded to the Defendant, Commissioner of Social Security, pursuant to sentence four of 42 U.S.C. § 405(g) for further proceedings.

On remand, the Office of Disability Adjudication and Review will remand this case to an Administrative Law Judge (ALJ) and direct him to obtain evidence from a vocational expert regarding a comparison between Plaintiff's residual functional capacity and the mental and physical demands of Plaintiff's past relevant work, in accordance with 20 C.F.R. § 404.1520(e) and Social Security Rulings 82-61 and 82-62. If the ALJ decides to consider "step five" of the sequential evaluation, he will obtain evidence from a vocational expert to clarify the effect of Plaintiff's assessed limitations on Plaintiff's occupational base.

1 The Office of Disability Adjudication and Review and/or the ALJ will take any further action  
2 deemed appropriate to develop the record and issue a new decision.

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4 Dated: March 1, 2007

/s/ harvey sackett  
(As authorized via facsimile on 3/1/07)  
HARVEY SACKETT  
Attorney for Plaintiff

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7 SCOTT N. SCHOOLS  
United States Attorney

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9 Dated: March 1, 2007

By: /s/ geraldyn a. gulseth  
GERALYN A. GULSETH  
Special Assistant United States Attorney

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12 PURSUANT TO STIPULATION, IT IS SO ORDERED that this action is reversed and remanded to the  
13 Commissioner of Social Security, pursuant to sentence four of 42 U.S.C. § 405(g) for further  
14 proceedings.

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18 Dated: \_\_\_\_\_



19 SUSAN ILLSTON  
United States District Judge  
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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

DALE CLARK,	)	
	)	CIVIL NO. C-06-5589-SI
Plaintiff,	)	
	)	
v.	)	[PROPOSED] JUDGMENT
	)	
MICHAEL J. ASTRUE,	)	
Commissioner of	)	
Social Security,	)	
	)	
Defendant.	)	

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IT IS HEREBY ADJUDGED that the agency's final decision is reversed and remanded pursuant to sentence four of 42 U.S.C. § 405(g). The Commissioner of Social Security shall assume jurisdiction to conduct further administrative proceedings as set forth in the parties' Stipulation of Remand, filed herein. This constitutes a final judgment under Fed. R. Civ. P. 58.

Dated: \_\_\_\_\_

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SUSAN ILLSTON  
United States District Judge